O.S. 1002 (1) (B)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

CHHATTISGARH

WRIT PETITION NO.3060 /2004

PETITIONER : Alakhram Sahu,

S/o Late Shri Prem Singh Sahu, Aged about 43 years, R/o. Shishak Nagar, Tahsil – Dongargaon, District – Rajnandgaon (C.G.)

P. R. No. 30-7-04
Presented by Shri Bharat Rajwade
dated 3-9-04

VERSUS

RESPONDENTS :

1. State of Chhattisgarh
   Through- The Secretary,
   Education Department (School),
   D.K.S. Bhawan, Raipur (C.G.)
2. The District Education Officer,
   Rajnandgaon, District – Rajnandgaon
3. The Block Education Officer
   Block Churriya, Tahsil and
   District - Rajnandgaon
4. The Head Master
   Middle School, Deopura Ghat, P.S. Kumarda, Tahsil Rajnandgaon, Block Churriya

RECEIVED COPY 3791 04 Advocate for A. G. Bilaspur

शपथ आयुक्त एस.डी. तिवारी बिलासपुर (छ.ग.) बिलासपुर तहसील केन्द्र

WRIT PETITION UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA

(1) **PARTICULARS OF THE PETITIONERS:**

Particulars of the petitioner are same as above in the cause title.

(2) **PARTICULARS OF THE RESPONDENTS:**

Particulars of the respondents are same as above in the cause title.

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

28

आदेश पत्रक

मामला क्रमांक W.P. No. 3060/2004 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

20.09.2004

On a mention being made, the case is taken up.

Shri Anoop Majumdar counsel for the petitioner.

State by Shri Satish Gupta, Panel Lawyer.

Application (I.A. 2670/04) for urgent hearing is allowed.

Heard.

Learned counsel submits that the petitioner is working as an Assistant Teacher in Middle School at Kumarda, Tahsil Dongargaon and by the impugned order he has been transferred to Chhikhadan. He further submits that his wife who is working as Shiksha Karmi in Girls Higher Secondary School, Dongargaon. as such, petitioner's transfer is against the transfer Policy. Counsel for the parties submit that for the present the petitioner may be given an opportunity of filing the detailed representation before the competent authority of the respondents, which shall be considered on its own merits in accordance with law.

Having considered and without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the petitioner to make a detailed representation raising grievances before the competent authority of the respondents along with a copy of the petition and this order, within 10 days, and on such representation being filed, the competent authority of the respondents shall consider sympathetically and decide the same on its own merits as early as possible preferably within six weeks from the date of receipt of the representation. It is made clear that if any grievance still remains, the petitioners may avail the remedy available under the law.

Meanwhile, in view of the facts and circumstances of the case, no punitive action will be taken till consideration of the representation.

With the aforesaid observations, this petition stands disposed of.

Certified copy as per rules.

Sd/-
Fakhruddin
Judge

Rao

[पीछे देखिये